

Minutes of the Regular Business Meeting of the  
Board of Mayor and Aldermen of the City of Kingsport, Tennessee  
Tuesday, December 17, 2013, 7:00 PM  
Large Court Room – City Hall

**PRESENT:**

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding  
Alderman John Clark  
Alderman Colette George  
Vice-Mayor Mike McIntire

Alderman Tom C. Parham  
Alderman Tom Segelhorst  
Alderman Jantry Shupe

City Administration

John G. Campbell, City Manager  
J. Michael Billingsley, City Attorney  
James H. Demming, City Recorder

- I. CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. PLEDGE OF ALLEGIANCE TO THE FLAG:** David Quillin, Police Chief.
- II.B. INVOCATION:** Paul Becker, Pastor - Concordia Lutheran Church.
- III. ROLL CALL:** By City Recorder Demming. All Present.
- IV. RECOGNITIONS AND PRESENTATIONS.**
  - 1. Citizenship Award Presentation – Chief Craig Dye recognized three citizens who saved a man from a burning house.
- V. APPROVAL OF MINUTES.**

Motion/Second: Parham/McIntire, to approve minutes for the following meetings:

- A. December 2, 2013 Regular Work Session
- B. December 3, 2013 Regular Business Meeting

Approved: All present voting "aye."

**VI. COMMUNITY INTEREST ITEMS.**

**AA. PUBLIC HEARINGS.** None.

**A. PUBLIC COMMENT.** Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

**B. BUSINESS MATTERS REQUIRING FIRST READING.**

**1. Consideration and Approval of an Ordinance to Amend the Code of Ordinances, City of Kingsport, Tennessee, Division 2, Section 98-215 through Section 98-235, Regarding Parking in the Downtown Area (AF: 312-2013).** Alderman Segelhorst made a motion to amend the ordinance to change from 6:00 a.m. to 8:00 a.m. for residents to move their vehicles. Alderman George seconded this motion with all present voting "aye." Mr. Segelhorst pointed out this was good for the residents of Kingsport.

Motion/Second: Segelhorst/George, to amend:

Motion/Second: McIntire/Segelhorst, to pass, as amended:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, BY AMENDING SECTIONS 98-215 THROUGH 98-234 PERTAINING TO THE STOPPING, STANDING OR PARKING OF A VEHICLE; ADDING A NEW SECTION 98-235 PERTAINING TO EXTENDED CONTRACTOR/CONSTRUCTION PARKING PASSES; ADDING A NEW SECTION 98-236 PERTAINING TO BUSINESS OVERNIGHT PARKING PASSES; ADDING A NEW SECTION 98-237 PERTAINING TO RESIDENT OVERNIGHT PARKING PASSES; AMENDING SECTION 98-264 PERTAINING TO STANDING OR PARKING IN LOADING ZONES; FIXING A PENALTY FOR THE VIOLATION OF SOME OF THESE SECTIONS OF THE CODE OF ORDINANCES; AND FIXING THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

**2. Consideration of an Ordinance Amending the Code of Ordinances by Adding a Section Providing for Collection of Unpaid Fines Owed to the City (AF: 304-2013).**

Motion/Second: George/Parham, to pass:

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, CITY OF KINGSPORT, TENNESSEE BY ADDING A SECTION PROVIDING FOR COLLECTION OF UNPAID FINES OWED TO THE CITY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

**3. Consideration of an Ordinance to Amend the FY14 General Project Funds Budget (AF: 286-2013).** City Manager Campbell stated the money for the computers for the school system will come from the fund balance rather than the bond issue. Two long-term projects will now be funded from the bond issue to free up this money.

Motion/Second: McIntire/Clark, to pass:

AN ORDINANCE TO AMEND THE GENERAL PROJECTS FUNDS BUDGETS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

Passed on first reading: All present voting "aye."

**C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.**

**1. Consideration of Ordinances to Amend Zoning of a Portion of Parcel 125, Tax Map 32J, Located Off East Stone Drive in the 10<sup>th</sup> Civil District of Sullivan County (AF: 278-2013).**

Motion/Second: McIntire/George, to pass:

**ORDINANCE NO. 6371**, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG EAST STONE DRIVE TO B-3, HIGHWAY ORIENTED BUSINESS DISTRICT IN THE 10<sup>TH</sup> CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, George, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**D. OTHER BUSINESS.**

**1. Consideration of a Resolution Authorizing the Issuance of a Purchase Order to PCS for the Purchase of Wireless Access Points and Licenses for the School System (AF: 316-2013).** This agenda item was deferred to the Regular Business Meeting on January 7, 2014.

Motion/Second: Segelhorst/Parham, to defer:

A RESOLUTION APPROVING THE PURCHASE OF WIRELESS ACCESS POINTS AND LICENSES FOR THE KINGSPORT CITY SCHOOLS AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye" to defer.

**2. Consideration of a Resolution Authorizing the Issuance of a Purchase Order to Dell for the Purchase of Laptops for Administrators and Students for the School System (AF: 313-2013).** This agenda item was deferred to the Regular Business Meeting on January 21, 2014.

Motion/Second: McIntire/George, to defer:

A RESOLUTION APPROVING THE PURCHASE OF TECHNOLOGY DEVICES FROM DELL FOR THE KINGSPORT CITY SCHOOLS AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye" to defer.

**3. Consideration of a Resolution Authorizing the Issuance of a Purchase Order to CDWG for the Purchase of Tablets, Computers and Wireless Infrastructure Equipment for the School System (AF: 314-2013).** This agenda item was deferred to the Regular Business Meeting on January 7, 2014.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

Motion/Second: Segelhorst/Parham, to defer:

A RESOLUTION APPROVING THE PURCHASE OF TECHNOLOGY DEVICES AND WIRELESS NETWORK INFRASTRUCTURE EQUIPMENT FROM CDWG FOR THE KINGSFORT CITY SCHOOLS AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye" to defer.

**4. Consideration of a Resolution Authorizing the Issuance of a Purchase Order to Hi-Line Construction for the Purchase of Services for the Wireless Infrastructure in the School System (AF: 315-2013).** This agenda item was deferred to the Regular Business Meeting on January 7, 2014.

Motion/Second: Segelhorst/Parham, to defer:

A RESOLUTION APPROVING THE PURCHASE OF SERVICES FOR THE NETWORK INFRASTRUCTURE FOR THE KINGSFORT CITY SCHOOLS AND AUTHORIZING THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR THE SAME

Passed: All present voting "aye" to defer.

**5. Consideration of a Resolution Authorizing the Reimbursement of Materials Agreement Funds to Danny Karst for Edinburgh Phase 4 (AF: 317-2013).**

Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2014-98**, A RESOLUTION AUTHORIZING REIMBURSEMENT OF MATERIALS AGREEMENT FUNDS TO DANNY KARST FOR EDINBURGH PHASE 4

Passed: All present voting "aye."

**6. Consideration of a Resolution Awarding the Bid for the Purchase of One (1) Tandem Axle Dump Truck to Worldwide Equipment, Inc. (AF: 319-2013).**

Motion/Second: Segelhorst/McIntire, to pass:

**Resolution No. 2014-99**, A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF ONE TANDEM AXLE DUMP TRUCK TO WORLDWIDE EQUIPMENT, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

**7. Consideration of a Resolution to Consent to the Industrial Development Board in Negotiating and Accepting Payments in Lieu of Ad Valorem Tax (AF: 305-2013).** City Manager Campbell noted this was for a PILOT agreement for an IMAX theater at the Mall.

Motion/Second: Parham/George, to pass:

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

**Resolution No. 2014-100**, A RESOLUTION AUTHORIZING THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TENNESSEE TO NEGOTIATE AND ACCEPT PAYMENTS IN LIEU OF AD VALOREM TAX WITH RESPECT TO A CERTAIN PROJECT IN THE CITY OF KINGSPORT, TENNESSEE FROM FORT HENRY MALL OWNER, LLC, AND FINDING THAT SUCH PAYMENTS ARE DEEMED TO BE IN FURTHERANCE OF THE PUBLIC PURPOSES OF THE BOARD AS DEFINED IN TENNESSEE CODE ANNOTATED SECTION 7-53-305.

Passed: All present voting "aye."

**8. Consideration of a Resolution Awarding the Bid for the Purchase of One (1) Automated Recycling Collection Truck to Worldwide Equipment, Inc. (AF: 320-2013).**

Motion/Second: Parham/McIntire, to pass:

**Resolution No. 2014-101**, A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF ONE AUTOMATED RECYCLING COLLECTION TRUCK TO WORLDWIDE EQUIPMENT, INC. AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

**9. Consideration of a Resolution to Authorize the Rejection of All Bids Submitted for the "Tennessee Roadscapes" Project for Landscaping Six Area Interchanges/Intersections (AF: 323-2013).**

Motion/Second: Segelhorst/Parham, to pass:

**Resolution No. 2014-102**, A RESOLUTION REJECTING ALL BIDS RELATED TO THE "TENNESSEE ROADSCAPES" PROJECT

Passed: All present voting "aye."

**10. Consideration of a Resolution Approving a Stipulation of Settlement of Claims Pertaining to the Ames Chapter 11 Bankruptcy (AF: 325-2013).**

Motion/Second: Segelhorst/Clark, to pass:

**Resolution No. 2014-103**, A RESOLUTION APPROVING A STIPULATION OF SETTLEMENT OF CLAIMS IN THE CHAPTER 11 BANKRUPTCY OF AMES DEPARTMENT STORES, INC. AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THIS RESOLUTION

Passed: All present voting "aye."

**11. Consideration of a Resolution Approving an Agreement with the Industrial Development Board of the City of Kingsport, Tennessee (KEDB) for a Contribution for Economic Development (AF: 324-2013).** City Manager Campbell pointed out this item concerned the General Shale property.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

Motion/Second: Segelhorst/Clark, to pass:

**Resolution No. 2014-104**, A RESOLUTION TO APPROVE AN AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSPORT, TENNESSEE (KEDB) FOR A CONTRIBUTION TO FOR ECONOMIC DEVELOPMENT; TO AUTHORIZE THE MAYOR TO EXECUTE THE AGREEMENT; TO AUTHORIZE THE MAYOR TO MAKE CERTAIN CHANGES TO THE AGREEMENT, IF NECESSARY; TO AUTHORIZE THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION; TO EXPRESS THE INTENT OF THE BOARD TO ESTABLISH ONE OR MORE PROJECT ACCOUNTS IN AN ORDINANCE APPROPRIATING FUNDS TO EFFECTUATE THE PURPOSE OF THIS RESOLUTION, AND TO FIX THE EFFECTIVE DATE OF THIS RESOLUTION

Passed: All present voting "aye."

**12. Consideration of a Resolution Authorizing the Mayor to Sign All Documents Necessary to Apply for a "Multi-Modal Access Fund" Grant from the Tennessee Department of Transportation (AF: 322-2013).**

Motion/Second: George/McIntire, to pass:

**Resolution No. 2014-105**, A RESOLUTION AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A MULTI-MODAL ACCESS FUND GRANT FROM THE TENNESSEE DEPARTMENT OF TRANSPORTATION

Passed: All present voting "aye."

**13. Consideration of a Resolution to Ratify the Mayor's Signature in Signing All Documents Necessary to Apply for and to Receive a Tennessee Agricultural Enhancement Program – Farmer's Market Promotion & Retail Grant (AF: 321-2013).**

Motion/Second: Segelhorst/Parham, to pass:

**Resolution No. 2014-106**, A RESOLUTION TO RATIFY THE MAYOR'S SIGNATURE ON ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A TENNESSEE AGRICULTURAL ENHANCEMENT PROGRAM-FARMERS MARKET PROMOTION AND RETAIL GRANT

Passed: All present voting "aye."

**E. APPOINTMENTS/REAPPOINTMENTS.** None.

**VII. CONSENT AGENDA.** *(These items are considered under one motion.)*

Motion/Second: George/Segelhorst, to adopt:

**1. Consideration of a Budget Ordinance to Appropriate Funds from AARP Donation (AF: 310-2013).**

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

Adopt:

**Ordinance No. 6372**, AN ORDINANCE TO AMEND THE STATE STREET AID FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM AARP AS A DONATION FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE


Passed on second reading in a roll call vote: Clark, George, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."


**VIII. COMMUNICATIONS.**

- A. CITY MANAGER.** Mr. Campbell announced his upcoming retirement in July, 2014. He stated it has been rewarding and exciting working with more than 800 employees over the last seven years in Kingsport and he looks forward to the next six months.
- B. MAYOR AND BOARD MEMBERS.** Alderman Clark commented on the loft tours hosted by the Downtown Kingsport Association last weekend, noting it was great to see people move downtown. He also stated he attended the phenomenal holiday concert last night that was presented by the Dobyns-Bennett music department. Alderman Parham thanked the District Attorney's office for partnering with the SBK Animal Shelter to get a grant for \$7,000. He also challenged the City and County school systems to develop a long-range comprehensive plan to complement the City's visioning process. Vice-Mayor McIntire gave details on the grand opening of the Second Harvest Food Bank which has relocated to the old Sam's building. He commended their efforts, noting they work with 200 organizations in eight counties to serve 40,000 people every month. Mr. McIntire also mentioned the Dobyns-Bennett Band will be marching in the upcoming Rose Bowl Parade. Alderman Segelhorst pointed out this is the third or fourth time the City has honored citizens for saving others and praised both the Police and Fire Chief for making these recognitions. He also commended the presentations given at the Work Session yesterday by Dr. Ailshie and Lynn Tully. Alderman Shupe thanked City staff for their service. Mayor Phillips echoed Alderman Parham's comments and encouraged the school systems to work together. All of the BMA members wished the citizens and employees a Merry Christmas and Happy Holidays.
- C. VISITORS.** None.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen  
of the City of Kingsport, Tennessee, Tuesday, December 17, 2013**

**IX. ADJOURN.** Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 7:45 p.m.

  
ANGELA MARSHALL  
Deputy City Recorder

  
DENNIS R. PHILLIPS  
Mayor